



S009191%\$%2005

2003, 2004, 2005

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by JULY 1, 2005.

***If the mail recipient's name, address or phone No. is wrong or missing, please correct.**

Owner of Record: METROPOLITAN LIFE INSURANCE CO;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

METROPOLITAN LIFE INSURANCE CO

JERRY D MICHEL

7100 N FINANCIAL DR STE 105

FRESNO, CA 93720

STATEMENT NO.: S009191
CONTACT PHONE NO.: (209)435-0206

Source Name: SACRAMENTO RIVER

Tributary-To: SUISUN BAY

County: Butte

Year of First Use: 1914

Diversion Within: SE1/4 of SW1/4 Section 07, T22N, R01W, MB&M

Parcel Number:

A. **Water is Used Under:** Riparian claim _____ Pre-1914 right _____ Other (explain): _____

B. **Year of First Use:** (Please provide if missing above) _____

C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons				Million Gallons (MG)				Acre-feet (AF)				Other	
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2003													
2004													
2005													

D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____ acres; Stockwatering _____; Domestic _____;

Other (specify) _____

E. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.
(New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ____ NO ____

Describe any water conservation efforts you have initiated: _____

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

Reduction in consumptive use:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES ____ NO ____

7/31/08
Inductio
STATUS

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree, which unreasonably affects such water for other beneficial uses? YES _____ NO _____
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES _____ NO _____

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO _____
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES _____ NO _____

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: _____, 20_____ at _____, California

SIGNATURE: _____

PRINTED NAME: _____
(first name) (middle initial) (last name)

COMPANY NAME: _____

If there is insufficient space for your answers, please use the space provided below.

ITEM

CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific options. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

RECEIVED

MAR 10 2000

WESTERN BRANCH OFFICE

State of California
State Water Resources Control Board
DIVISION OF WATER RIGHTS

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 657-2170, FAX: (916) 657-1485, Web: <http://www.waterrights.ca.gov>

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.

Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 2000

OWNER OF RECORD: METROPOLITAN LIFE INSURANCE CO

METROPOLITAN LIFE INSURANCE CO

DANIEL A O'NEILL *Jerry D. Michel*
7100 N FINANCIAL DR STE 105
FRESNO, CA 93720

STATEMENT NO: S009191



SOURCE: SACRAMENTO RIVER

TRIBUTARY TO: SUISUN BAY

COUNTY: BUTTE

DIVERSION

WITHIN: SE $\frac{1}{4}$ OF SW $\frac{1}{4}$ SECTION 7, T22N, R1W, MB&M.

TELEPHONE NUMBER:

(209) 435-0206

YEAR OF FIRST USE: 1914

PARCEL NO:

A. Water is used under: Riparian claim _____ Pre 1914 right X Other (explain); _____

B. Year of first use (Please provide if missing above) _____

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:													Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
1997	X	X	X	X	X	X	X	X	X	X	X		
1998	X	X	X	X	X	X	X	X	X	X	X		
1999	X	X	X	X	X	X	X	X	X	X	X		

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 2154* acres; Stockwatering _____; Domestic _____;

* SEE ATTACHED EXHIBITS A & B

Other (specify) _____

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ___ NO ___

Describe any water conservation efforts you have initiated: _____

b. If credit toward beneficial use of water under claimed pre 1914 appropriate water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

Reductions in consumptive use:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts YES ___ NO ___

JUL 21 2000

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2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO _____
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)
I have data to support the above surface water use reductions due to wastewater reclamation. YES _____ NO _____

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO _____
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)
I have data to support the above surface water use reductions due to conjunctive use efforts. YES _____ NO _____

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: May 10, 2000 at Fresno, California

SIGNATURE: _____

PRINTED NAME: David A. Hyatt
(first name) (middle init.) (last name)

COMPANY NAME: Metropolitan Life Insurance Company/Agricultural Investments

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

Attachments - Exhibit A - Explanation

Exhibit B - Map

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

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The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1997

OWNER OF RECORD: METROPOLITAN LIFE INSURANCE CO

METROPOLITAN LIFE INSURANCE CO
7100 N FINANCIAL DRIVE, SUITE 105
FRESNO, CA 93720

STATEMENT NO: S009191



SOURCE: SACRAMENTO RIVER
TRIBUTARY TO: SUISUN BAY
COUNTY: BUTTE
DIVERSION:

WITHIN: SE¼ OF SW¼ SECTION 7, T22N, R1W, MB&M.

TELEPHONE NUMBER:
(209) 435-0206

YEAR OF FIRST USE: 1914
PARCEL NO:

A. Water is used under: ☐ Riparian claim ☒ Pre 1914 right ☒ Other (explain):

B. Year of first use (Please provide if missing above)

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other)

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1994	X	X	X	X	X	X	X	X	X	X	X		
1995	X	X	X	X	X	X	X	X	X	X	X		
1996	X	X	X	X	X	X	X	X	X	X	X		

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 2154* acres; Stockwatering; Domestic

Other (specify)

* SEE ATTACHED EXHIBITS A & B.

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 24, 19 97 at Fresno, California

SIGNATURE: *David A Hyatt*

PRINTED NAME: David A. Hyatt
(FIRST NAME) (MIDDLE INIT.) (LAST NAME)

COMPANY NAME: Metropolitan Life Insurance Company/Agricultural Investments

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

ITEM CONTINUATION

Attachments: Exhibit A - Explanation

Exhibit B - Map

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"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

EXHIBIT A

EXPLANATION

History

The lands made subject to this statement are riparian to both the Sacramento River and Pine Creek. Water is diverted annually from both sources at the points indicated on the attached map. Diversions of water from the Sacramento River and Pine Creek are used for agricultural purposes, principally for irrigation of the crops listed below. Diversion of water onto the property from both sources first took place prior to 1914 by the Gianella family and has continued since that time.

Capacity of Sacramento River Pumps

	<u>Location</u>	<u>Capacity</u>
Pump No. 1	Sacramento River	6,000 GPM
Pump No. 2	Sacramento River	<u>6,000 GPM</u>
		12,000 GPM

Capacity of Pine Creek Divisions

Water is diverted from Pine Creek annually through portable pumping facilities at the location shown on the attached map. Capacity of the diversion of 2,000 GPM. Water diverted from Pine Creek is applied to adjacent fields in addition to the Sacramento River supply.

Crops grown during the 1994 season.

Located upon the approximate 2,154 gross acreage is the following planted acreage:

1,284	acres Almonds
622	acres Walnuts
<u>5</u>	acres Miscellaneous Crops
1,911	Total Planted Acres

Exhibit B

FARM PLAT

Peterson Home Ranch

2153.72

Butte

CA

ACRES

COUNTY

STATE

7-9, 16-18

22N

1W

12

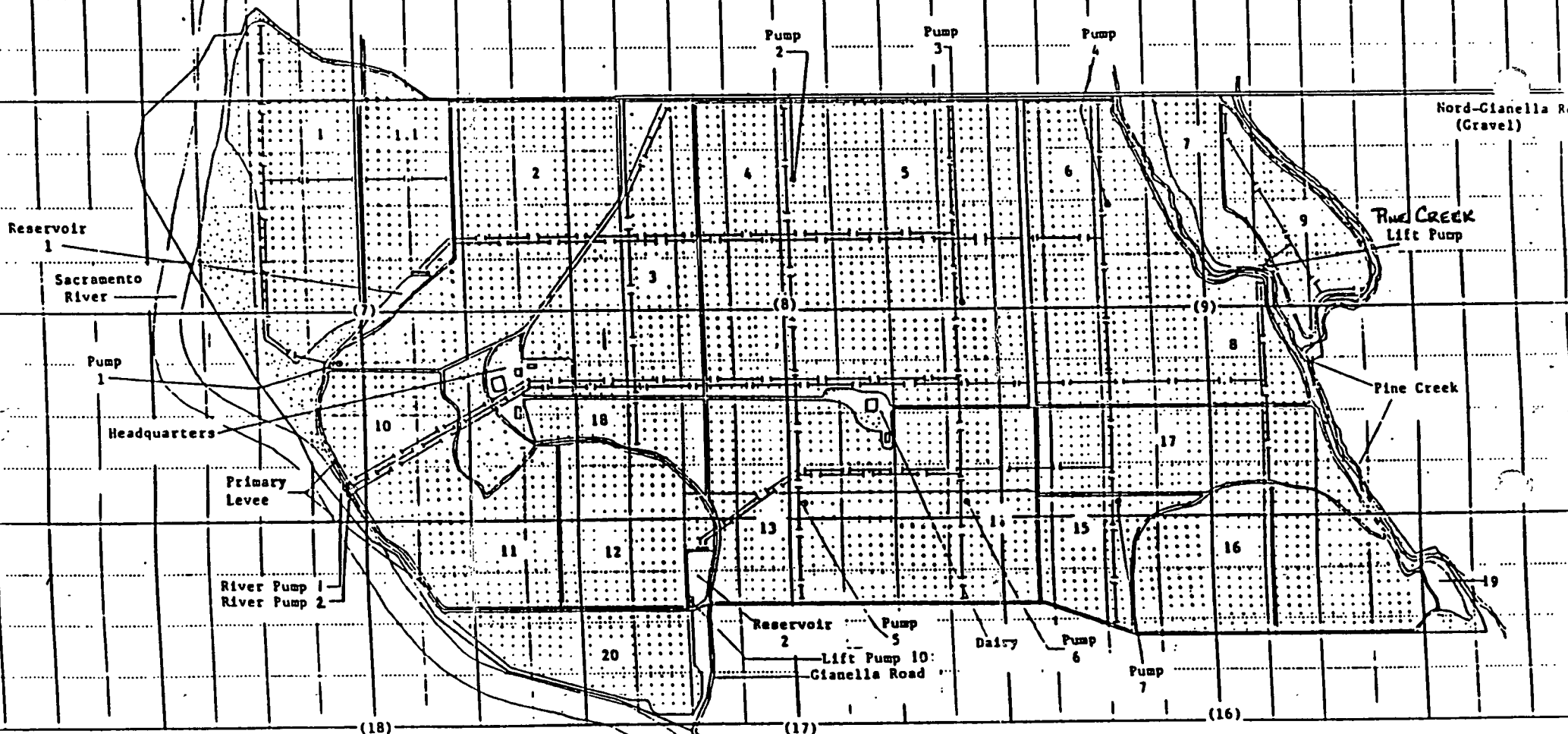
22N

2W

Section Township

Range

12 = Field Number



5-9191

**** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ****

**STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS**

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S009191

OWNER OF RECORD: METROPOLITAN LIFE INSURANCE CO

METROPOLITAN LIFE INSURANCE CO
7100 N FINANCIAL DRIVE, SUITE 105
FRESNO, CA 93710 93720

STATE WATER RESOURCES CONTROL BOARD
DIV. OF WATER RIGHTS
SACRAMENTO
1995 MAR 17 PM 3:15
RECEIVED
MAR 20 1995
WESTERN BRANCH OFFICE

SOURCE: SACRAMENTO RIVER
TRIBUTARY TO: SUISUN BAY
COUNTY: BUTTE
DIVERSION

WITHIN: SE¼ OF SW¼ SECTION 7, T22N, R1W, MDB&M.

TELEPHONE NUMBER:
(209) 435-0206

YEAR OF FIRST USE: 1914
PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

- A. Water is used under: Riparian claim _____; Pre 1914 right X; Other (explain) _____
- B. Year of first use (Please provide if missing above) _____
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) _____

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC	TOTAL ANNUAL
1992	X	X	X	X	X	X	X	X	X	X	X		
1993	X	X	X	X	X	X	X	X	X	X	X		
1994	X	X	X	X	X	X	X	X	X	X	X		

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation 2154 Acres * _____ acres; Stockwatering _____; Domestic _____
Other (specify) _____

* See accached Exhibits A & B.

***** CONTINUE ON BACK PAGE *****

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

NONE

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: April 11, 19 95, at Fresno, California

SIGNATURE: *Daniel A. O'Neill*

PRINTED NAME: Daniel A. O'Neill
(FIRST NAME) (M NAME) (LAST NAME)

COMPANY NAME: Metropolitan Life Insurance Company Agricultural Investments

ATTACHMENTS: Exhibit A - Explanation
Exhibit B - Map

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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EXPLANATION

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	<u>Location</u>	<u>Capacity</u>
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Pump No. 2	Sacramento River	<u>6,000 GPM</u>
		12,000 GPM

Capacity of Pine Creek Divisions

Water is diverted from Pine Creek annually through portable pumping facilities at the location shown on the attached map. Capacity of the diversion of 2,000 GPM. Water diverted from Pine Creek is applied to adjacent fields in addition to the Sacramento River supply.

Crops grown during the 1994 season.

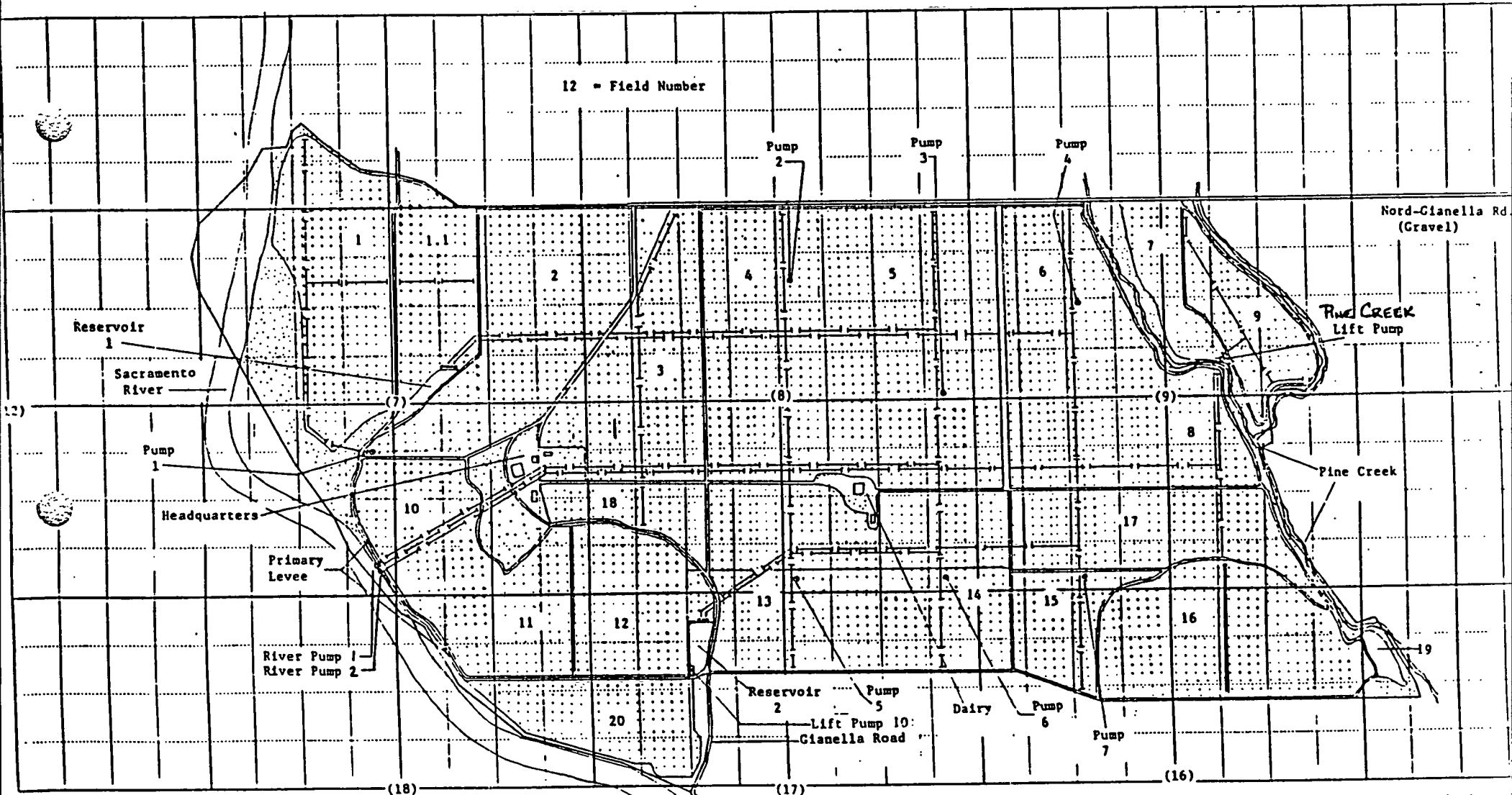
Located upon the approximate 2,154 gross acreage is the following planted acreage:

1,284	acres Almonds
622	acres Walnuts
<u>5</u>	acres Miscellaneous Crops
1,911	Total Planted Acres

Exhibit B

FARM PLAT

NAME Peterson Home Ranch ACRES 2153.72 COUNTY Butte STATE CA
 Section 7-9, 16-18 Township 22N Range 1W
12 22N 2W



STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. Box 2000
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE
INFORMATION SHEET

STATEMENT NO. S009191

DIVERSION SITE:

OWNER'S NAME Metropolitan Life Insurance Company
(FIRST) (MIDDLE) (LAST)

PARCEL NO. SE $\frac{1}{4}$ of SW $\frac{1}{4}$ Section 7, T 22N, R 1W, MDB&M

PLACE OF USE:

OWNER'S NAME Metropolitan Life Insurance Company
(FIRST) (MIDDLE) (LAST)

1. PARCEL NO. _____ See Exhibit B attached to
2. PARCEL NO. _____ Supplemental Statement of
3. PARCEL NO. _____ Water Diversion and Use.

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL
STATEMENTS:

OWNER/LESSEE/AGENT/OTHER METROPOLITAN LIFE INSURANCE COMPANY

NAME Daniel A. O'Neill
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS 7100 N. Financial Drive, Suite 105
Fresno CA 93720
(CITY) (STATE) (ZIP)

TELEPHONE NO. (209) 435 - 0206

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME None
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS _____

(CITY) (STATE) (ZIP)

TELEPHONE NO. (_____) _____ - _____

2. NAME _____
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS _____

(CITY) (STATE) (ZIP)

TELEPHONE NO. (_____) _____ - _____

☐ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL
INFORMATION BOX.

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810
901 P ST. SACRAMENTO, CA
(916) 322-4503

(916) 324-5676
SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 009191

METROPOLITAN LIFE INSURANCE CO
7100 N FINANCIAL DRIVE, SUITE 105
FRESNO, CA 93710

TELEPHONE NUMBER:
(209) 435-0206

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: SACRAMENTO RIVER

TRIBUTARY TO: SUISUN BAY

COUNTY: BUTTE

DIVERSION

WITHIN: SE1/4 OF SW1/4 SECTION 07, T22N, R01W, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1992. (Additional information on reverse side of this form.)

- A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.
- Amounts below are: ☐ Gallons ☐ Acre-feet ☐ _____ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept	Oct.	Nov.	Dec	Total Annual
1989	X	X	X	X	X	X	X	X	X	X	X		
1990	X	X	X	X	X	X	X	X	X	X	X		
1991	X	X	X	X	X	X	X	X	X	X	X		

- B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 2154 acres as shown on attached exhibits

Stockwatering _____

Domestic _____

Other (specify) _____

- C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

- D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: February 4, 1992, at Fresno, California

ATTACHMENTS: Exhibit A-Exlanation
Exhibit B-Map

Signature:

John A. Stratman

Assistant Manager,
Metopolitan Life Ins. Co.

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the source of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

EXHIBIT A
EXPLANATION

History

The lands made subject to this statement are riparian to both the Sacramento River and Pine Creek. Water is diverted annually from both sources at the points indicated on the attached map. Diversions of water from the Sacramento River and Pine Creek are used for agricultural purposes, principally for irrigation of the crops listed below. Diversion of water onto the property from both sources first took place prior to 1914 by the Gianella family and has continued since that time.

Capacity of Sacramento River Pumps

	<u>Location</u>	<u>Capacity</u>
Pump No. 1	Sacramento River	6,000 GPM
Pump No. 2	Sacramento River	6,000 GPM

		12,000 GPM

Capacity of Pine Creek Diversions

Water is diverted from Pine Creek annually through portable pumping facilities at the location shown on the attached map. Capacity of the diversion is 2,000 GPM. Water diverted from Pine Creek is applied to adjacent fields in addition to the Sacramento River supply.

Crops grown during the 1992 season.

Located upon the approximate 2,154 gross acreage is the following planted acreage:

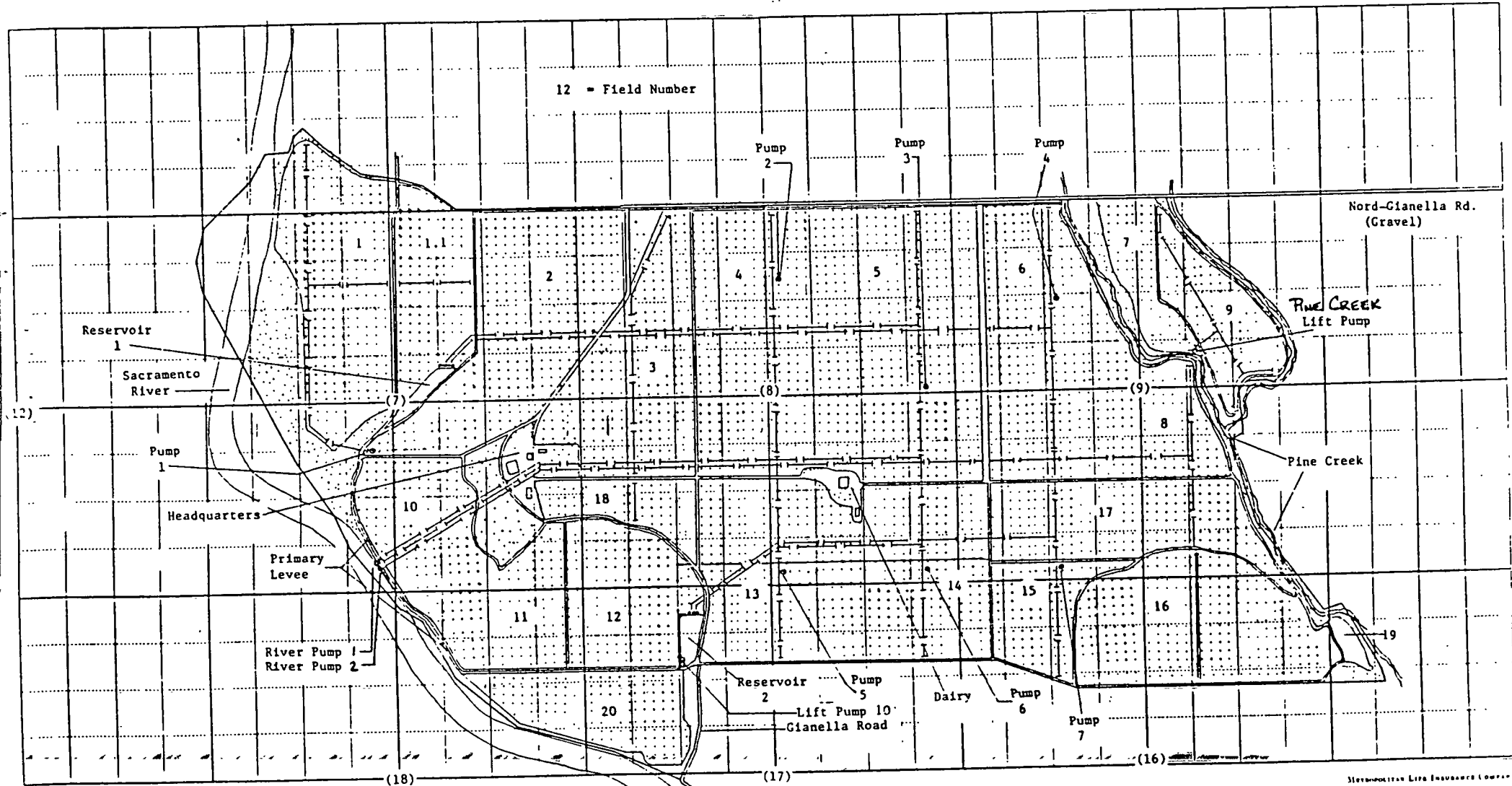
1,284	acres Almonds
622	acres Walnuts
5	acres Miscellaneous Crops

1,911	Total Planted Acres

Exhibit B

FARM PLAT

NAME Peterson Home Ranch ACRES 2153.72 COUNTY Butte STATE CA
 Section 7-9, 16-18 Township 22N Range 1W
12 22N 2W



STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810
901 P ST. SACRAMENTO, CA
(916) 322-4503

"FILE"
JUL 20 '87 KRB

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

Divertor of Record:

Statement No: 009191

Metropolitan Life Insurance Co.
DBA Ciruela Rancho
7100 N. Financial Drive, Suite 105
Fresno, CA 93710

Telephone Number:
(209) 435-0206

Source: Sacramento River

Tributary To: Suisun Bay

County: Butte

Diversion

Within: SE $\frac{1}{4}$ of SW $\frac{1}{4}$, Section 7, T22N, R1W, MDB&M as shown on the attached map.

N 0766150
E 1993150 (2)

STATE WATER RESOURCES
CONTROL BOARD
DIV. OF WATER RIGHTS
SACRAMENTO
1987 JUL 14 PM 1:22

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, (Additional information on reverse side of this form.)

- A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.
- Amounts below are: ☐ Gallons ☐ Acre-feet ☐ _____ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1983	X										X		
1984	X										X		
1985	X										X		

- B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 2,154 acres as shown in the attached exhibit.

Stockwatering _____

Domestic _____

Other (specify) _____

- C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

- D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 30, 19 87, at Woodland, California

Signature: [Signature]

JUL 15 1987

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Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

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STATE WATER RESOURCES
CONTROL BOARD
1987 JUN 30 PM 4:47
DIV. OF WATER RIGHTS
SACRAMENTO

NOTICE OF ASSIGNMENT


Statement of Water Diversion
and Use No. 9191

State Water Resources Control Board
P. O. Box 2000
Sacramento, CA 95810

Gentlemen:

I have assigned all my right, title and interest in the diversion system for which Statement of Water Diversion and Use No. 9191 is on file with the State Water Resources Control Board, State of California, to Metropolitan Life Insurance Co., DBA Ciruela Rancho whose address is 7100 N. Financial Drive, Suite 105
Fresno, CA 93710

Sincerely,



Signed

Dated:

STATE WATER RESOURCES
CONTROL BOARD
1987 JUN 30 PM 4:46
DIV. OF WATER RIGHTS
SACRAMENTO

EXPLANATIONHistory

The lands made subject to this statement are riparian to both the Sacramento River and Pine Creek. Water is diverted annually from both sources at the points indicated on the attached map. Diversions of water from the Sacramento River and Pine Creek are used for agricultural purposes, principally for irrigation of the crops listed below. Diversion of water onto the property from both sources first took place prior to 1914 by the Gianella family and has continued since that time.

Prior to 1914 water diversions from Pine Creek began from an old pump house constructed by the Gianella family and used on lands in the Nord area including 322 acres more or less owned by the Diverter of Record on this statement. See the "Old Pump House" location on the attached plat. The 322 acres is located about .5 miles east of the Old Pump House, fronting on the north side of Gianella Rd. and west side of Hamilton Nord Cana Rd. The prior property owner chose not to utilize this source of water on the 322 acres, however it is understood that up to recent years continuous water deliveries were made from this source and the basic delivery system is still servicable.

Capacity of Sacramento River Pumps

	<u>Location</u>	<u>Capacity</u>
Pump No. 1	Sacramento River	6,000 GPM
Pump No. 2	Sacramento River	6,000 GPM

		12,000 GPM

Capacity of Pine Creek Diversions

Water is diverted from Pine Creek annually through portable pumping facilities at the location shown on the attached map. Capacity of the diversion is 6,000 GPM. Water diverted from Pine Creek is applied to adjacent fields in addition to the Sacramento River supply.

The Old Pump House located on Pine Creek is not presently utilized for pumping or irrigation purposes as discussed above but is considered to be a servicable facility which has a long and continuous history of such use for lands not riparian to Pine Creek.

Farming

Crops grown during the 19 85 season.

Located upon the approximate 2,154 gross acreage is the following planted acreage:

1,284	acres Almonds
622	acres Walnuts
15	acres Miscellaneous

1,921	Net Farmed Acres

FARM PLAT

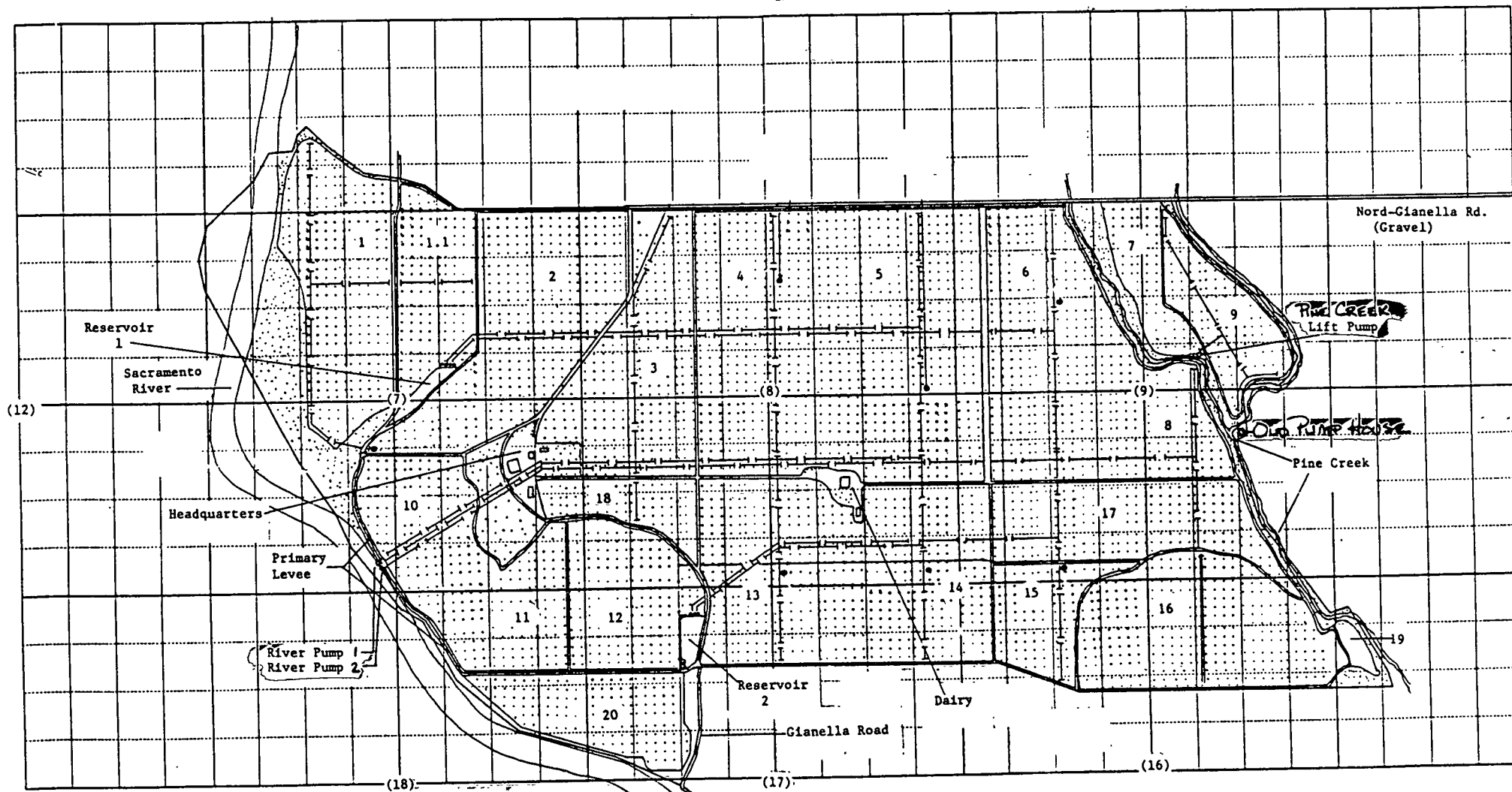
2153.72

Butte

CA

NAME _____ ACRES _____ COUNTY _____ STATE _____

Section 7-9, 16-18 Township 22N Range 1W
12 22N 2W



FILED

STATE WATER RESOURCES
CONTROL BOARD
1987 JUN 30 PM 4:47
DIV. OF WATER RIGHTS
SACRAMENTO

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

- A. Name of person diverting water Peter D. Peterson, Patricia Ann Peterson
Address P. O. Box 147, Hamilton City, CA 95951
- B. Name of body of water at point of diversion Sacramento River and/or Pine Creek,
tributary Sacramento River See attachment and explanation
- C. Place of diversion S-W 1/4 NW 1/4 Section 7, Township 22, Range IW, M.D. B&M,
Butte River Mi. 202 County, or locate it on sketch of section grid on reverse side with regard to section
lines or prominent local landmarks.

- D. Name of works Peterson Ranch - Gianella Diversion and/or Pine Creek
Diversion
- E. Capacity of diversion works 12,000 GPM (Sacramento River) cubic feet per second
gallons per minute
Capacity of storage reservoir Pine Creek varies gallons
No storage acre-feet
State quantity of water used each month in gallons or acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
	X										X		

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc.

2149 Acres irrigated-sugar beets, wheat, corn, milo, beans, frost
protection is contemplated use in future

Maximum annual water use in recent years _____ gallons
acre-feet
Minimum annual water use in recent years _____ gallons
acre-feet

Type of diversion facility: gravity _____, pump X

Method of measurement: weir _____, flume _____, electric power meter _____, water meter _____, estimate X

F. Purpose of use (what water is being used for) Irrigation

G. General description or location of place of use (use sketch of section grid on reverse side if you desire)
Enclosed map of ranch

H. Year of first use as nearly as known Early Gianella Diversions from Pine Creek & River occurred prior to 1914 and have continued.

I. Name of person filing statement Peter D. Peterson

Position Owner Organization Peterson Ranch

Address P. O. Box 147, Hamilton City, CA 95951

I declare under penalty of perjury that the above is true and correct to the best of my knowledge and belief.

Dated: 11/22/76, 19 76, at CHICO, Butte Co., California.

Signature: Peter D. Peterson

See Instructions on Reverse Side